

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 14 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 14 1997

The applicant City of Winnemucca, hereby makes application for permission to change the point of diversion of a portion of water heretofore appropriated under Permit 40307

1. The source of water is underground
2. The amount of water to be changed 0.5 cfs
3. The water to be used for municipal and domestic
4. The water heretofore permitted for municipal and domestic
5. The water is to be diverted at the following point within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, T.36N., R.38E., M.D.B.&M. or at a point from which the SW corner of said Section 21 bears S 41° 10' W a distance of 1,974.0 feet.
6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 28, T.36N., R.38E., M.D.B.&M. or at a point from which the NW corner of said Section 28 bears N 14° 19' W a distance of 1,154.0 feet.
7. Proposed place of use unchanged
8. Existing place of use S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 18; all of Section 19, 20, 21, 28, 29, 30, 31, 32, and 33; all within T.36N., R.38E., M.D.B.&M.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works drilled well, pump, motor, and pressure pipeline distribution
12. Estimated cost of works in excess of \$30,000
13. Estimated time required to construct works 90 days
14. Estimated time required to complete the application of water to beneficial use N/A
15. Remarks: Water is to be used to serve municipal customers within the franchised service area served by the City of Winnemucca, in and around the City of Winnemucca, Nevada.

By Desert Mountain Surveying as agent
By John H. Milton III, PLS, SWRS
s/John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared my/cms cl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 40307 is issued subject to the terms and conditions imposed in said Permit 40307 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on September 16, 1998, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Application of water to beneficial use shall be filed on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

TEMPORARY

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 17th day of September, A.D. 1997

R. Michael Turnipseed
State Engineer

EXPIRED

DATE SEP 17 1998